IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP NO. 15491 of 2006

DATE OF DECISION: 26.9.2006

Inderjit Manocha ..Petitioner

Versus

State of Punjab and another ....Respondents.

CORAM: HON'BLE MR.JUSTICE J.S. KHEHAR
HON'BLE MR. JUSTICE S.D. ANAND

PRESENT: Mr. Parminder Singh-I, Advocate for the petitioner.

J.S. Khehar, J. (oral)

Through the instant writ petition, the petitioner claims a direction to the respondents, to step up his pay, to the same level as his junior Surinderjit Singh, with effect from 1.1.2002. He also claims all consequential benefits emerging therefrom. Learned counsel for the petitioner has also invited our attention to the fact that the instant prayer had also been made by the petitioner by addressing a legal notice to the respondents, dated 6.2.2006 (Annexure P4). It is, however, pointed out that no decision has been taken thereon till date.

Learned counsel for the petitioner states that the petitioner will be satisfied if the instant writ petition is disposed of with a direction to respondent No.1 i.e. the Secretary to the Government, Housing and Urban Development Department, Punjab, requiring him to take a final decision on the legal notice dated 6.2.2006 (Annexure P4).

Notice of motion.

On our asking, Mr. Ashok Aggarwal, Additional Advocate General, Punjab, accepts notice on behalf of respondents No.1 to 3. Learned counsel for the respondents states that he has no objection to the disposal of the instant writ petition in terms of the prayer made by the learned counsel for the petitioner.

In view of the above, without going into the merits of the claim raised by the petitioner, we consider it just and appropriate to dispose of the instant writ petition by directing respondent No.1 i.e. the Secretary to the Government, Housing and Urban Development Department, Punjab, to take a final decision on the legal notice dated 6.2.2006 (Annexure P4), by passing a well reasoned speaking order within three months from the date of receipt of a certified copy of this order. In case the petitioner is found entitled to any monetary benefits, the same shall be calculated and released to him within a further period of one month. The petitioner shall be entitled to arrears for a period of three years and two months preceding the date of filing of the instant writ petition. It is also clarified that the instant writ petition was filed on 25.9.2006.

Disposed of accordingly.

Order dasti, on payment of usual charges.

(J.S. Khehar)
Judge

(S.D. Anand)
Judge

September 26, 2006.
vig